



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Bruno GHYSELEN et al.

Confirmation No.: 8095

Application No.: 10/615,259

Group Art Unit: 2818

Filing Date: July 9, 2003

Examiner: Thao P. Le

For: PROCESS FOR TRANSFERRING A LAYER OF
STRAINED SEMICONDUCTOR MATERIAL

Attorney Docket No.: 4717-7500

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement mailed February 11, 2005, please enter the following comments into the file of the above-captioned application.

The Restriction Requirement indicates that one of two "Species" of the claimed invention must be elected. Instead of listing any disclosed species or embodiments, however, the Restriction Requirement lists two groups of claims. It is thus assumed that one of the groups of claims is to be elected for prosecution, instead of a species.

Consequently, Group I, which includes claims 1, 3-9, 11, 14-29, 35, and 45, is provisionally elected for prosecution in this application. Applicants expressly reserve the right to file one or more divisional or continuing applications to protect the inventions of the other disclosed, but unclaimed, subject matter prior to the issuance of this application.

The Restriction Requirement is traversed, however, since the Examiner has already issued an office action on the merits after performing a search for all of the claims in the application. All of the claims have thus already been searched. Consequently, there is no undue burden in continuing to examine all the claims. Additionally, requiring the restriction at this time unfairly prejudices on the Applicants, since they have already gone through the expense of responding to the first Office Action.

No fee is believed to be due for this response. Should any fees be required,
please charge such fees to Deposit Account No. 50-1814.

Respectfully submitted,

April 11, 2005
Date

E. Bradley Gould
E. Bradley Gould (Reg. No. 41,792)
For: Allan A. Fanucci (Reg. No. 30,256)

WINSTON & STRAWN LLP
Customer No. 28765

202-371-5771